

10/28/08

3A

MINUTES OF THE CITY COUNCIL OF THE CITY OF SANTA CLARA
FOR MEETING HELD ON TUESDAY EVENING, SEPTEMBER 30, 2008

The City Council met at 5:00 pm, on the above-mentioned date, for a Closed Session in the Council Conference Room for a Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding Property: APN 104-43-051, APN 104-43-052, APN 104-43-030, APN 104-42-014 and APN 104-42-019; Negotiating Party(ies): Cedar Fair and the San Francisco 49ers; City Negotiator: Jennifer Sparacino, City Manager (or her designee); Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment) and regarding Property: APN 015-31-063; Negotiating Party(ies): City of San Jose, Tesla Motors; City Negotiator: Jennifer Sparacino, City Manager (or her designee); Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment) and for a Conference with Agency Labor Negotiator pursuant to Government Code Section 54957.6; City Negotiator: Jennifer Sparacino, City Manager (or her designee); Employee Organization(s): Unit #3 - IBEW Local 1245 (International Brotherhood of Electrical Workers), Unit #4 - City of Santa Clara Professional Engineers, Units #5, 7 & 8 - City of Santa Clara Employees Association, Unit #6 - AFSCME Local 101 (American Federation of State, County and Municipal Employees), Unit #9 - Miscellaneous Unclassified Management Employees and Unit #10 - PSNSEA (Public Safety Non-Sworn Employees Association) and for a Conference with Legal Counsel (Anticipated Litigation) pursuant to Government Code Section 54956.9(b), City as a potential defendant: 1 (number of distinct cases or potential cases to be discussed).

The Council then met at 7:08 pm for a regular meeting in the City Hall Council Chambers. The meeting was opened with the recitation of the Pledge of Allegiance and the reading of an Invocation-Prayer.

Present: Council Members Dominic J. Caserta, Will Kennedy, Patrick Kolstad, Joe Kornder, Jamie McLeod and Kevin Moore and Mayor Patricia M. Mahan.

Staff present: City Manager, Assistant City Manager, City Planner, Director of Public Works/City Engineer, City Attorney and City Clerk/Auditor.

- 3.A MOTION was made by Caserta, seconded and unanimously carried, that the Minutes for the meeting held on August 26, 2008 be adopted as written.

- 4.A (5.A) MOTION was made by Caserta, seconded and unanimously carried, that, per the City Clerk/Auditor (09/29/08), the Council **reschedule** to October 28, 2008 at 6:00 pm the interviews to fill two vacancies on the Cultural Advisory Commission for the full terms ending June 30, 2012, and **set** Wednesday, October 22, 2008 at 5:00 pm as the deadline for the receipt of applications.
- 4.B MOTION was made by Caserta, seconded and unanimously carried, that the Council **direct** that Public Presentations be considered earlier than agendized and that it be considered as a Special Order of Business.
- 5.B As a Special Order of Business, Rosalie Wilson, Chair of the Historical and Landmarks Commission, made a presentation promoting the opportunity to serve on the Commission. She gave a brief electronic overview of the Commission's activities and responsibilities. The Council noted the Director of Planning and Inspection's memo (09/22/08) regarding the presentation.
- 5.C Also as a Special Order of Business, the Mayor, on behalf of the Council, presented a Proclamation to Fire Chief Kleinheinz proclaiming the week of October 5-11, 2008 as Fire Prevention Week. The Fire Chief and Fire Marshal addressed the Council and reviewed the activities scheduled for Fire Prevention Week, which will support the efforts of the Fire Department in fire safety education. The Council noted the Fire Chief's memo (09/03/08) regarding the matter.
- 5.D Also as a Special Order of Business, the Council proceeded with a study session regarding Harvest Properties/San Tomas Business Park conceptual plans for a 1.95 million square feet office and research and development campus located at 2600, 2800 San Tomas Expressway and 2400 Condensa Street. The City Manager and the City Planner reviewed the Director of Planning and Inspection's memo (09/18/08) regarding the project and informed the Council and audience that the purpose of this evening's study session is to allow the project applicant, Harvest Properties, to introduce and present the conceptual plans for the phased redevelopment of the San Tomas Business Park. No Council action was anticipated for this evening's meeting. The project proposes a General Plan Amendment to Office/Research and Development and rezoning to Planned Development to allow for the demolition of existing structures on the site and the construction of up to 1,950,000 square feet of office/industrial development in buildings in up to eight floors. John Hankey,

Vice-President of Real Estate for NVIDIA, reviewed NVIDIA's recent business successes and commitments. Mr. Hankey together with Dave Wilbur, Principal of Harvest Properties, gave an electronic presentation regarding the project. Ted Karth and Rene Bhen, project architects, addressed the Council and presented an electronic presentation of the current project design. The City Manager noted that public input on the project would be accepted by the Planning Department until October 9, 2008. A Council discussion followed and the City Manager, representatives from NVIDIA and Harvest Properties and the project architects answered Council questions.

- 5.E Having previously directed at this evening's meeting that Public Presentations be considered as a Special Order of Business, Council Member Caserta and Mayor Mahan left the Council dais prior to hearing Public Presentations (residences within 500 feet of Morse Mansion). The following people addressed the Council with questions and concerns regarding the Morse Mansion (981 Fremont Street): Lou Faria (distributed letters), Tom Hinton, Sherry Hitchcock, Kay Ammon, Kevin Park and Anne MacDonald. The City Manager and the City Attorney clarified issues pertaining to the Morse Mansion.

Council Member Caserta and Mayor Mahan returned to the Council dais.

- 6.B The Council proceeded to consider the Planning Commission's recommendation to approve an amendment to the previously approved Planned Development (PD) rezoning for 1468 Lafayette Street to retain the existing single family residence as a condominium and to construct one new two unit condominium (total of three condominium units) in lieu of the previous approval to construct four new condominium units, subject to conditions, including removal of conditions #42, 44, 45 and 50 as inapplicable to the revised plan and approval of the modified Engineering Department condition #7, reducing the required driveway width from 24 feet to 22 feet, and condition #10, requiring dedication of a small sidewalk easement and minor street improvements (PLN2008-07222). The City Manager introduced the item and the City Planner and the Director of Public Works/City Engineer reviewed the report submitted by the Director of Planning and Inspection and the Director of Public Works/City Engineer (09/23/08) regarding the project and gave an electronic presentation. Applicant Salvatore Caruso addressed the Council and briefly reviewed the project. A Council discussion followed and Mr. Caruso answered Council questions. MOTION was made by McLeod, seconded and unanimously carried,

that the Council conditionally **approve** upholding the Planning Commission recommendation as referenced above, noting changes to item 7 (to 22 foot width) and to item 10 (to the dedication of a small sidewalk easement as presented), eliminating items 45 and 50, and **refer** items 42 and 44 to the City Manager, pending the resolution of the underground conduit issues and **refer** this issue also to the City Manager.

6.C The Council proceeded to consider the Director of Water and Sewer Utilities' memo (09/22/08) recommending adoption of a resolution approving the Water Supply Assessment for a Development Application for Fairfield Residential LLC at 900 Kiely Boulevard. The City Manager introduced the item and referred to her memo (09/30/08) with an attached document from the Water and Sewer Department entitled *Water Supply Assessments, Frequently Asked Questions "Ensuring a High Quality Supply of Water for the Community"*. The Director of Water and Sewer Utilities reviewed his memo (09/22/08) and stated that it included responses to questions raised by the Council at the September 16, 2008 City Council meeting. A Council discussion followed and the Director of Water and Sewer Utilities answered Council questions. Kevin Park addressed the Council with concerns regarding water use and distributed a handout (09/30/08) regarding the matter. The City Manager answered further Council questions. **MOTION** was made by Caserta, seconded and unanimously carried, that the Council **adopt** Resolution No. 08-7562 entitled "A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A WATER SUPPLY ASSESSMENT FOR A DEVELOPMENT APPLICATION AT 900 KIELY BOULEVARD" which approves the Water Supply Assessment for a Development Application for Fairfield Residential, LLC.

7A.1 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Public Works/City Engineer (09/22/08), the Council **accept** the public improvements, including installation of water, underground electric, sanitary sewer and storm drain laterals, main, manholes, cleanout, driveway, sidewalk, curb and gutter and asphalt concrete removal and replacement performed by Mission Townhouse, LLC for Site 6604, SOP 11,038, Tract 9542 located at 4501+ Lafayette Street and **authorize** the recordation of a Notice of Completion with the County Recorder.

7A.2 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Public Works/City Engineer (09/22/08), the Council **accept** the public improvements, including installation of water, underground electric, sanitary

sewer and storm drain laterals and manholes, cleanout, driveway, sidewalk, curb and gutter and asphalt concrete removal and replacement performed by Braddock & Logan for Site 6802, SOP 11,580, Tract 9759 located at 4720 Snead Drive and authorize the recordation of a Notice of Completion with the County Recorder.

- 7A.3 MOTION was made by Caserta, seconded and unanimously carried, that, per the Director of Public Works/City Engineer (09/22/08), the Council **accept** the work performed by International Surfacing Systems on Tasman Drive and Homestead Road Surface Reseal (CE 07-08-06) and **authorize** the recordation of a Notice of Completion with the County Recorder.
- 7A.4 MOTION was made by Caserta, seconded and unanimously carried, that, per the Director of Public Works/City Engineer (09/22/08), the Council **accept** the work performed by BJK Construction, Inc. on Central Park Sanitary Sewer Improvements (CE 06-07-08) and **authorize** the recordation of a Notice of Completion with the County Recorder.
- 7A.5 MOTION was made by Caserta, seconded and unanimously carried, that, per the Director of Public Works/City Engineer (09/22/08), the Council **approve** setting the salary for newly appointed employee, Angela Chakalian-Herrera, at Step 4 of the salary range for Account Clerk II (Range A23) in the Engineering Department.
- 7A.6 MOTION was made by Caserta, seconded and unanimously carried, that, per the Acting Director of Human Resources (09/30/08), the Council **approve** the revised job descriptions for Assistant Director of Finance and Accounting Division Manager.
- 7A.7 MOTION was made by Caserta, seconded and unanimously carried, that, per the Director of Electric Utility (09/22/08), the Council **approve** the use of City Electric forces for the installation of facilities at 1525 Comstock Street.
- 7A.8 MOTION was made by Caserta, seconded and unanimously carried, that, per the City Manager (09/10/08), the Council **note** and **file** the Departmental Activity Report for the month of July 2008.

- 7A.9 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Water and Sewer Utilities (08/29/08), the Council **adopt Resolution No. 08-7563** entitled "A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A WATER SUPPLY ASSESSMENT FOR A DEVELOPMENT APPLICATION AT 5010 OLD IRONSIDES DRIVE" which approves the Water Supply Assessment for a Development Application at 5010 Old Ironsides Drive.
- 7A.10 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Water and Sewer Utilities (08/28/08), the Council **adopt Resolution No. 08-7564** entitled "A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A WATER SUPPLY ASSESSMENT FOR A DEVELOPMENT APPLICATION AT 2620-2727 AUGUSTINE DRIVE" which approves the Water Supply Assessment for a Development Application at 2620-2727 Augustine Drive.
- 7A.11 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Water and Sewer Utilities (08/28/08), the Council **adopt Resolution No. 08-7565** entitled "A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A WATER SUPPLY ASSESSMENT FOR A DEVELOPMENT APPLICATION AT 4301/4551 GREAT AMERICA PARKWAY" which approves the Water Supply Assessment for a Development Application at 4301/4551 Great America Parkway.
- 7A.12 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Water and Sewer Utilities (08/27/08), the Council **adopt Resolution No. 08-7566** entitled "A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A WATER SUPPLY ASSESSMENT FOR A DEVELOPMENT APPLICATION AT 2350 MISSION COLLEGE BOULEVARD" which approves the Water Supply Assessment for a Development Application at 2350 Mission College Boulevard.
- 7A.13 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Chief of Police (09/11/08), the Council **approve** the request for **vacation accrual** over the maximum number of hours allowed for **Police Officer Alan Wolf**.

- 7A.14 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Chief of Police (09/23/08), the Council **adopt Resolution No. 08-7567** entitled "A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, ADJUSTING THE RATES FOR THE OPERATION OF TAXICABS, AND ADDING A FUEL SURCHARGE, PURSUANT TO SANTA CLARA CITY CODE SECTION 5.35.150(C)" which adjusts taxicab rates and fares and adds a fuel surcharge pursuant to Municipal Code Section 5.35.150(c).
- 7A.15 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the City Clerk/Auditor (09/15/08), the Council **accept** the resignation of **Charles Petersen** from the Historical and Landmarks Commission effective September 5, 2008; **declare** a vacancy on the Commission for the partial term ending June 30, 2011; and **set** Wednesday, October 22, 2008 at 5:00 p.m. as the deadline for the receipt of applications with interviews to be held at 6:00 pm on Tuesday, October 28, 2008 in the Reception Lobby Area to fill the vacancy for the partial term ending June 30, 2011.
- 7B.1 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Electric Utility (09/22/08), the Council **approve**, and authorize the City Manager to execute, the **Call Agreement** with **Quantum Energy Services & Technologies, Inc.** and **Call No. 08-1**, in an amount not to exceed \$496,125 for development of a Data Center Optimization Program, a third party energy efficiency program.
- 7B.2 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Electric Utility (08/28/08), the Council **approve**, and authorize the City Manager to execute, **Call No. 08-3 and Call No. 08-4** with **180 Connect, Inc.** in a total amount not to exceed \$171,000 for Outside Plant (OSP) engineering services and construction management services in support of Silicon Valley Power's fiber enterprise.
- 7B.3 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Streets and Automotive Services (09/03/08), the Council **approve**, and authorize the City Manager to execute, an **Agreement** with **Securitas Security Services USA, Inc.** to perform general security services at the Santa Clara Convention Center Complex for an amount not to exceed \$200,000 in the first year of the agreement or \$480,000 over the three-year term of the agreement.

- 7B.4 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Streets and Automotive Services (09/22/08), the Council **approve**, and authorize the City Manager to execute, the Exclusive Franchise Agreement for the Collection and Handling of Recyclables with Los Altos Garbage Company.
- 7B.5 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Electric Utility (09/17/08), the Council **approve**, and authorize the City Manager to execute, Call No. 08-2 with E Source Companies, LLC in an amount not to exceed \$10,000 for assistance in Green House Gas Emissions Inventory.
- 7B.6 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Electric Utility (09/10/08), the Council **approve**, and authorize the City Manager to execute, Call No. 08-2 with Summit Blue Consulting, LLC in an amount not to exceed \$56,646 to provide third party evaluation, measurement and verification services of the fiscal year 2007-08 energy efficiency programs.
- 7B.7 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Streets and Automotive Services (09/03/08), the Council **approve**, and authorize the City Manager to execute, Call Agreement and Call No. 08-01 with Golder Associates, Inc. to perform post-closure monitoring, reporting, compliance, maintenance services and operation of landfill gas collection system and flare at the All Purpose Landfill for an amount not to exceed \$248,590 in the first year of the agreement or \$748,770 over the three-year term of the agreement.
- 7B.8 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Director of Electric Utility (09/11/08), the Council **approve**, and authorize the City Manager to execute, an Agreement for Services with New River Electrical Corporation in an amount not to exceed \$100,000 per year for each year of the contract for maintenance and emergency response for underground electric transmission equipment.

7B.9 MOTION was made by Caserta, seconded and unanimously carried, that, per the Director of Planning and Inspection (09/12/08), the Council **approve**, and authorize the City Manager to execute, Amendment No. 1 to the Agreement with Metropolitan Planning Group in an amount not to exceed \$290,500 for services to the Planning Department in providing qualified planners to supplement existing staff for 2008-09.

7C.1,2,3,4,5,6 MOTION was made by Caserta, seconded and unanimously carried, that the Council **note and file** the following Informational Memos: Summary of Countywide Programs for the Homeless (Housing and Community Services Division Manager - 09/12/08), Award to Santa Clara Valley Urban Runoff Pollution Prevention Program for the Trash Best Management Practice (BMP) Tool Box - Structural and Institutional Controls Project (Director of Streets and Automotive Services - 09/08/08), Reversion of Agreement and Grant Deed to State of California for Future Substation Property (Hope Substation) (Director of Electric Utility - 09/18/08), Live and Archived City Council, Redevelopment Agency and Sports and Open Space Authority Meetings Now Available on Website (City Clerk/Auditor, Director of Information Technology and Deputy City Manager - 09/15/08), Award to City of Santa Clara - 2007 National Environmental Excellence Award for Education Excellence (Director of Streets and Automotive Services - 09/08/08) and Award to Santa Clara Valley Urban Runoff Pollution Prevention Program for the Green Gardener Training and Outreach Program (Director of Streets and Automotive Services - 09/08/08)

7.D.1,2 MOTION was made by Caserta, seconded and unanimously carried, that the Council **note and file** the Minutes of the Senior Advisory Commission for the meeting of August 25, 2008 and the Parks and Recreation Commission for the meeting of August 19, 2008.

7E.1 MOTION was made by Caserta, seconded and unanimously carried, that, per the Director of Planning and Inspection (09/19/08), the Council **approve**, subject to conditions, the request (09/19/08) submitted by California's Great America for a Special Permit to allow the use of temporary trailers and tents in conjunction with special events held at California's Great America located at 2401 Agnew Road for a period to two years to expire on May 31, 2010 (PLN2006-05714).

7E.2 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Chief of Police (09/15/08), the Council **approve** the request (08/28/08) submitted by Wilcox High School for approval to hold its Homecoming Parade on October 10, 2008 commencing at 1:00 pm at the school parking lot and proceeding on Calabazas Boulevard, Cabrillo Avenue, Nobili Avenue, Machado Avenue and Monroe Street to the parking lot near the football field.

7E.3 **MOTION** was made by Caserta, seconded and unanimously carried, that, per the Chief of Police (09/15/08), the Council **approve**, subject to conditions, the request (08/2008) submitted by Our Lady of Fatima Society of Santa Clara for approval of the annual Procession of Candles and parade on October 11-12, 2008 starting from and returning to St. Clare Church on Lexington Street, Washington Street, Homestead Street and Lafayette Street to the S.E.S. Hall on Lewis Street and for the hanging of flags and street banners.

9.A The Council proceeded to consider the recommendation contained in the Minutes of the Parks and Recreation Commission for the meeting of September 16, 2008 for the Council to place a hold on the International Swim Center Pools Replacement Project design and to authorize the City Manager to start a new Swim Center Master Plan that begins with a "clean slate" and meets the Commission vision for a world class facility, that includes the International Swim Hall of Fame and explores alternate locations/sites for a new facility that works jointly with the International Swim Hall of Fame Citizen Exploratory Committee and existing International Swim Center facility users and stakeholders. The City Manager reviewed the Commission's recommendation. Jerry Marsalli addressed the Council in support of the Commission's recommendation. **MOTION** was made by Moore, seconded and unanimously carried, that the Council **refer** the matter to the City Manager.

MOTION was made by Moore, seconded and unanimously carried, that, per the recommendation contained in the above-mentioned Minutes of the Parks and Recreation Commission for the meeting of September 16, 2008, the Council **approve** the request submitted by the Bruce Family to plant a tree and place a plaque in Fremont Park and **authorize** the City Manager to direct City staff work with the Bruce Family for installation of the tree and plaque. The Minutes were duly **noted and filed**.

- 12.A MOTION was made by Caserta, seconded and unanimously carried, that, per the Assistant City Manager (09/24/08), the Council authorize the City Manager to negotiate a Memorandum of Understanding and Revenue Sharing Agreement with the City of San Jose thereby facilitating the ground lease of 89-acres of San Jose/Santa Clara Water Pollution Control Plant buffer lands to Tesla Motors for the construction of a manufacturing plant and the production of all-electric vehicles.
- 13.A MOTION was made by Caserta, seconded and unanimously carried, that the Council approve the payment of Bills and Claims and Progress Payments as submitted.
- 14.A Council Member Kornder reported on his attendance at the recent conference and announced that Council Member Kolstad was the recipient of "Spirit of Public Power" Award.
- 16.A The City Attorney stated that the Council held earlier in the evening at 5:00 pm a Closed Session in the Council Conference Room for a Conference with Real Property Negotiator pursuant to Government Code Section 54956.8; Property: APN 104-43-051, APN 104-43-052, APN 104-43-030, APN 104-42-014 and APN 104-42-019; Negotiating Party(ies): Cedar Fair and the San Francisco 49ers; City Negotiator: Jennifer Sparacino, City Manager (or her designee); Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment) and there was no reportable action and for a Conference with Real Property Negotiator pursuant to Government Code Section 54956.8; Property: APN 015-31-063; Negotiating Party(ies): City of San Jose, Telsa Motors; City Negotiator: Jennifer Sparacino, City Manager (or her designee); Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment) and there was no reportable action and for a Conference with Agency Labor Negotiator pursuant to Government Code Section 54957.6; City Negotiator: Jennifer Sparacino, City Manager (or her designee) Employee Organization(s): Unit #3 - IBEW Local 1245 (International Brotherhood of Electrical Workers), Unit #4 - City of Santa Clara Professional Engineers, Units #5, 7 & 8 - City of Santa Clara Employees Association, Unit #6 - AFSCME Local 101 (American Federation of State, County and Municipal Employees), Unit #9 - Miscellaneous Unclassified Management Employees and Unit #10 - PSNSEA (Public Safety Non-Sworn Employees Association) and there was no reportable action and for a Conference with Legal Counsel pursuant to Government Code Section 54956.9(b) Anticipated Litigation - City as Potential Defendant in one case One (1) (number of distinct

cases or potential cases to be discussed) and there was no reportable action.

16.A **MOTION** was made by Caserta, seconded and unanimously carried, that, per the City Attorney (09/18/08), the Council **set October 14, 2008** at 5:00 pm for a **Closed Session** in the Council Conference Room pursuant to Government Code Section 54957.6 for a Conference with Agency Labor Negotiator, City Negotiator: City Manager (or her designee); Employee Organization(s): Unit #3 - IBEW Local 1245 (International Brotherhood of Electrical Workers), Unit #4 - City of Santa Clara Professional Engineers, Units #5, 7 & 8 - City of Santa Clara Employees Association, Unit #6 - AFSCME Local 101 (American Federation of State, County and Municipal Employees), Unit #9 - Miscellaneous Unclassified Management Employees and Unit #10 - PSNSEA (Public Safety Non-Sworn Employees Association).

17.A **MOTION** was made by McLeod, seconded and unanimously carried, that there being no further business, the meeting was adjourned at 9:10 pm in **Memory of Robert Royston** (noted as American's most distinguished modernist landscape architect and designed Central Park and many other City parks), **Matthew Kai Lockton Balagot** (passed away at the age of six months) and **Christian McMillan** (born in Santa Clara and was considered as a leader in the high tech industry as he worked for many local companies in the area) to Tuesday evening, **October 7, 2008** at 5:00 pm for a **Closed Session** in the Council Conference Room and Tuesday evening, **October 14, 2008** at 6:00 pm for a **Closed Session** in the Council Conference Room and to 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

ATTEST: _____
City Clerk

APPROVE: _____
Mayor